

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-04144
Date Received: 4/18/1990
Receipt No: 6013263
Received By: BA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: O. THAYNE THOMPSON 208-897-5798
Address: 18526 S. OLSON RD.
DOWNEY, ID 83234

OR

Name: BETTY M. THOMPSON 208-897-5798
Address: 18526 S. OLSON RD.
DOWNEY, ID 83234

2. Date of Priority: MAY 19, 1876

3. Source: YAGO CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	4	SW	SE	NW		BANNOCK
			SE	NE	SE		BANNOCK
			NW	NW	SE		BANNOCK
			SE	NW	SE		BANNOCK

5. Description of diverting works:
PRIVATE DITCHES, PIPELINES, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.000		

7. Total Quantity Appropriated is:
4.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 897.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 150 HEAD RANGE CATTLE

A29-04144

Page 1

Date: 04/18/90

MICROFILMED
NOV 13 1992

A2904144



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	37E	4	SW		NE		IRR	10.0
			SW		NW		IRR	25.0
			SE		NW		IRR	22.0
			NE		SW		IRR	40.0
			NW		SW		IRR	38.0
			SW		SW		IRR	38.0
			SE		SW		IRR	38.0
			NE		SE		IRR	15.0
			NW		SE		IRR	35.0
			SW		SE		IRR	20.0

Section Acres 281.0

Total Acres 281.0

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
MARSH VALLEY IRR./29-02563

14. Remarks:
CORRECTS PLACE OF USE TO ACTUAL USE.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *O Wayne Thompson* Date: 4/18/90

Date: _____

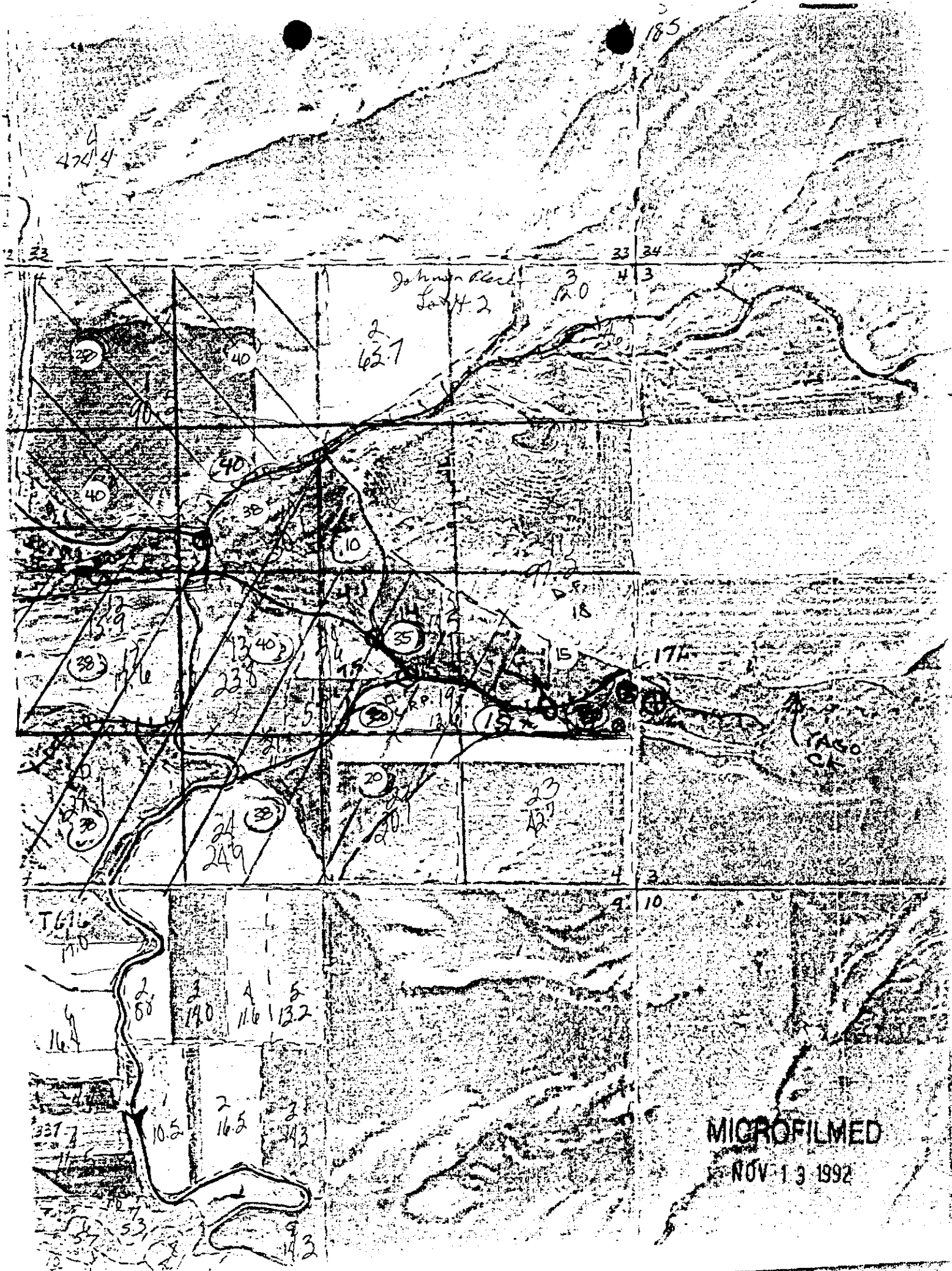
State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 18 day
of April 19 90

[Signature]
Notary Public

Seal

Residing at *Idaho Falls, Id.*
My Commission Expires 22 Aug 1994



MICROFILMED

NOV 13 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-04144	11S 37E	4	SW	SE	NW			BANNOCK		
A29-04144	11S 37E	4	SE	NE	SE			BANNOCK		
A29-04144	11S 37E	4	NW	NW	SE			BANNOCK		
A29-04144	11S 37E	4	SE	NW	SE			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-02563 29-11420
A29-11419
A29-11420

WR RECORDS IN SAME 40 ACRE TRACT

29-02446
29-02563

SOURCE: YAGO CREEK

TRIB: MARSH CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-04144	11S 37E	4		NW	SE			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A29-11419 NONE

SOURCE: YAGO CREEK

TRIB: MARSH CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(____) N(____)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y(____) N(____)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (____)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
11S	37E	4	SW	SE	NW			BANNOCK		
11S	37E	4	SE	NE	SE			BANNOCK		
11S	37E	4	NW	NW	SE			BANNOCK		
11S	37E	4	SE	NW	SE			BANNOCK		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: YAGO CREEK

TRIB: MARSH CREEK

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A29-04144

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	37E	4	SW	NE		THOMPSON, O THAYNE	A29-04144 / 10.0	- /	12.0		
			SW	NE		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 10.0	- /			
			SW	NE		THOMPSON, O THAYNE	29-11420 /	- /			
			SW	NE		THOMPSON, O THAYNE	A29-11420 /	- /			
			SW	NE		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 10.0	- /			
			SW	NE		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 10.0	- /			
			SW	NE		THOMPSON, O THAYNE	A29-02563 / 12.0	29-02563 / 12.0			
			SW	NE		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 10.0	29-04060 /			
11S	37E	4	SW	NW		THOMPSON, O THAYNE	A29-04144 / 25.0	29-04144 / 8.0	6.0		
			SW	NW		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 25.0	- /			
			SW	NW		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 25.0	- /			
			SW	NW		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 25.0	- /			
			SW	NW		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 25.0	29-04060 /			
			SW	NW		THOMPSON, O THAYNE	A29-11419 / 15.0	- /			
			SW	NW		THOMPSON, ORVILLE		29-02446 / 10.0			
11S	37E	4	SE	NW		THOMPSON, O THAYNE	A29-04144 / 22.0	- /	30.0		
			SE	NW		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 38.0	- /			
			SE	NW		THOMPSON, O THAYNE	29-11420 /	- /			
			SE	NW		THOMPSON, O THAYNE	A29-11420 /	- /			
			SE	NW		THOMPSON, O THAYNE	A29-11419 / 16.0	- /			
			SE	NW		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 38.0	- /			
			SE	NW		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 38.0	- /			
			SE	NW		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 38.0	29-04060 /			
			SE	NW		THOMPSON, ORVILLE		29-02446 / 40.0			
11S	37E	4	NE	SW		THOMPSON, O THAYNE	A29-04144 / 40.0	29-04144 / 40.0	40.0		40.0
			NE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 40.0	- /			
			NE	SW		THOMPSON, O THAYNE	29-11420 /	- /			
			NE	SW		THOMPSON, O THAYNE	A29-11420 /	- /			
			NE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 40.0	- /			
			NE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 40.0	- /			
			NE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 40.0	29-04060 /			
			NE	SW		THOMPSON, ORVILLE		29-02446 / 40.0			
11S	37E	4	NW	SW		THOMPSON, O THAYNE	A29-04144 / 38.0	29-04144 / 8.0	37.0		
			NW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 38.0	- /			
			NW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 38.0	29-04060 /			
			NW	SW		THOMPSON, O THAYNE	29-11420 /	- /			
			NW	SW		THOMPSON, O THAYNE	A29-11420 /	- /			
			NW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 38.0	- /			
			NW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 38.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	37E	4	SW	SW		THOMPSON, O THAYNE	A29-04144 / 38.0	29-04144 / 4.0	36.0		
			SW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 38.0	- /			
			SW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 38.0	29-04060 /			
			SW	SW		THOMPSON, O THAYNE	29-11420 /	- /			
			SW	SW		THOMPSON, O THAYNE	A29-11420 /	- /			
			SW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 38.0	- /			
			SW	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 38.0	- /			
11S	37E	4	SE	SW		THOMPSON, O THAYNE	A29-04144 / 38.0	29-04144 / 30.0	39.0		
			SE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 38.0	- /			
			SE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 38.0	- /			
			SE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 38.0	- /			
			SE	SW		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 38.0	29-04060 /			
11S	37E	4	NE	SE		THOMPSON, O THAYNE	A29-04144 / 15.0	29-04144 / 5.0			
			NE	SE		THOMPSON, O THAYNE	29-11420 /	- /			
			NE	SE		THOMPSON, O THAYNE	A29-11420 /	- /			
11S	37E	4	NW	SE		THOMPSON, O THAYNE	A29-04144 / 35.0	29-04144 / 30.0	16.0		
			NW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 10.0	- /			
			NW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 10.0	- /			
			NW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 10.0	29-04060 /			
			NW	SE		THOMPSON, O THAYNE	29-11420 /	- /			
			NW	SE		THOMPSON, O THAYNE	A29-11420 /	- /			
			NW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 10.0	- /			
			NW	SE		THOMPSON, O THAYNE	A29-02563 / 12.0	29-02563 / 12.0			
			NW	SE		THOMPSON, ORVILLE		29-02446 / 20.0			
11S	37E	4	SW	SE		THOMPSON, O THAYNE	A29-04144 / 20.0	29-04144 / 20.0	1.0		
			SW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-00589 / 5.0	- /			
			SW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-00052 / 5.0	- /			
			SW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-00053 / 5.0	- /			
			SW	SE		PORTNEUF MARSH VALLEY CANAL	COA29-04060 / 5.0	- /			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-04144	281.00	145.00	217.00
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POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-04144	YAGO CREEK	THOMPSON, O THAYNE	4.000	0.014		
A29-00052	PORTNEUF RIVER	PORTNEUF MARSH VALLEY CANAL CO	176.850	0.034		
A29-00053	TOPONCE CREEK	PORTNEUF MARSH VALLEY CANAL CO	164.430	0.032		
A29-00589	PORTNEUF RIVER	PORTNEUF MARSH VALLEY CANAL CO			16410.00	3.23
	TOPONCE CREEK					
A29-02563	YAGO CREEK	THOMPSON, O THAYNE			30.00	1.25
A29-04060	PORTNEUF RIVER	PORTNEUF MARSH VALLEY CANAL CO			21834.00	4.30
A29-11419	YAGO CREEK	THOMPSON, O THAYNE	2.260	0.020		
	UNNAMED STREAM					

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
29-11420	STOCKWATER	THOMPSON, O THAYNE	FROM 01-01 TO 12-31	0.070 CFS	
A29-11420	STOCKWATER	THOMPSON, O THAYNE	FROM 01-01 TO 12-31	0.070 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: MARSH VALLEY IRR./29-02563

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

Log for claim A29-04144

Spatial Dynamics TWB

5/25/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	4	SWNE	10	8.5	
11s37e	4	SWNW	25	18	
11s37e	4	SEnw	22	24	
11s37e	4	NESW	40	40	
11s37e	4	NWSW	38	40	
11s37e	4	SWSW	38	40	
11s37e	4	SESW	38	40	
11s37e	4	NESE	15	16	
11s37e	4	NWSE	35	40	
11s37e	4	SWSE	20	22	
Totals:			281	288.5	

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that O. Hayne Thompson
(Name of Claimant)

Downey Id 83234
(Mailing Address)

Telephone No. 897-5798

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 19 MAY, 1876

A claim is not acceptable on a ground water source with a priority later than March 26, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

YAGO CK tributary to MARSH CK

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpm, AFA)		(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	290 cfs	Use Irr	Period of Use From	MAR 15 To
Quantity	400	Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SE 1/4, Sec. 4 Twp. 11S Rge. 37E B.M., County of Bannock
 Additional points of diversion:

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 2' x 3' private Ditch also with 12" diameter pipe

- Across Portneut MARSH Valley Canal.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 145

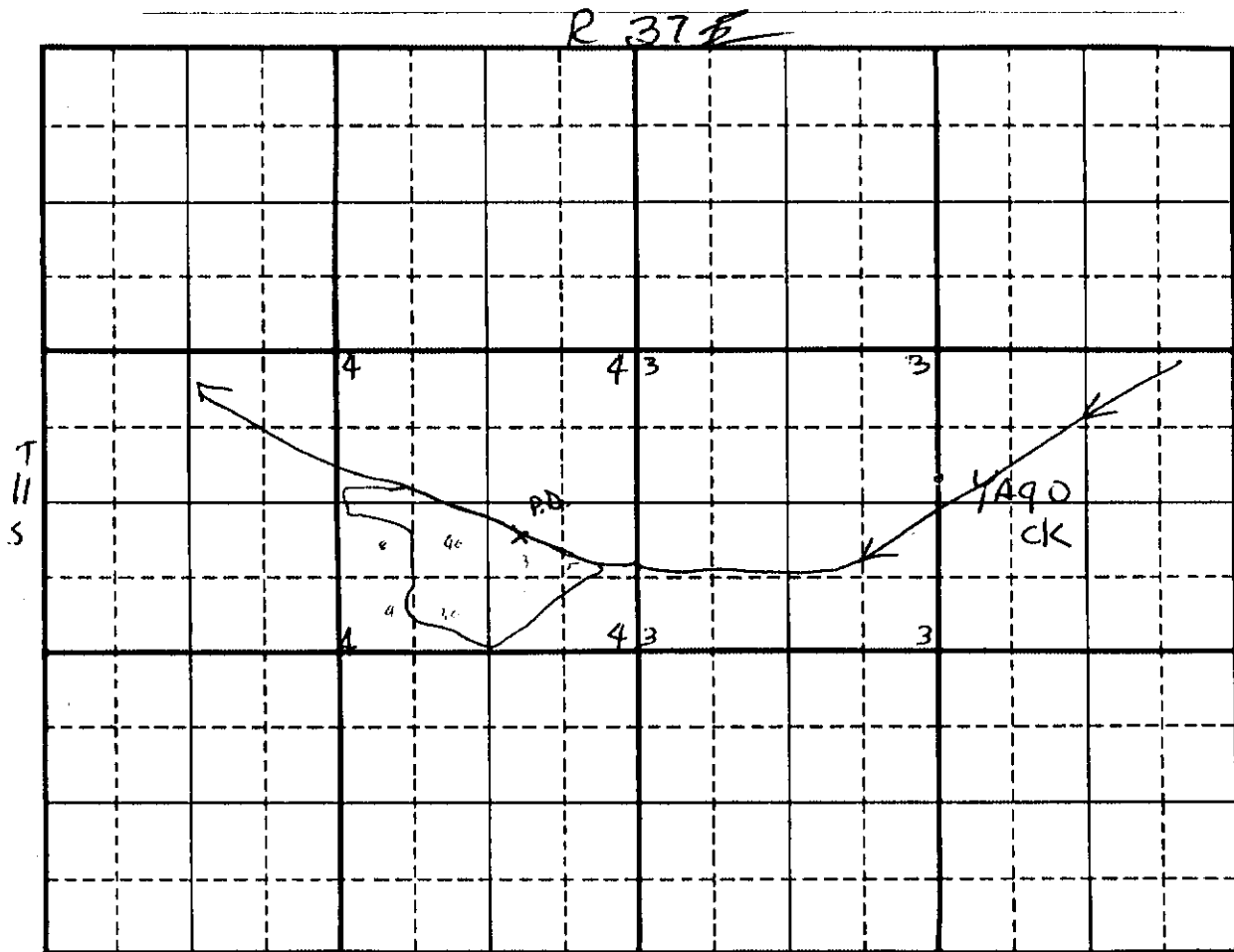
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Bannock

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 24th day of October

Thomas Thompson
(Claimant)

1979

William H. Hays
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6-15-81

FOR DEPARTMENT USE ONLY

Received by <u>OW</u>	Date <u>10-24-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>BC</u>	Date <u>10-24-79</u>		claimant by:	
\$20.00 fee received by <u>CPH</u>	Date <u>10-24-79</u>			
Published in <u>Idaho State Journal</u>	Date <u>11-27-79</u>			
Dates <u>Nov. 14 & 20, 1979</u>				

AJ5809NP
No. A29-04144

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 104

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	O THAYNE THOMPSON	05/19/1876	IRRIGATION	03-15 11-15	4.000 CFS	
C	BETTY M THOMPSON					
	18526 S OLSON RD					
	DOWNEY ID 83234			TOTAL DIVERSION:	4.000 CFS	
	(208) 897-5798			CONSUMPTIVE USE:		897.50 AFA

Water Source: YAGO CREEK

Tributary to: MARSH CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T11S R37E S04 SWSNW SENESE NWNWSE SENWSE BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE										
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM					
11S	37E	4	:			10	:			25	22	:	40	38	38	38	:	15	35	20	:	281.0
																	TOTAL ACRES		281.0			

POU County: BANNOCK

Non-Irrigation Uses: INCIDENTAL STOCKWATERING FOR 150 HEAD RANGE CATTLE

Other Rights: MARSH VALLEY IRR./29-02563

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-11420 A29-11419 A29-11420

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00052 A29-00053 A29-00589 A29-02446 A29-02563 A29-04060 A29-11419

Remarks: GEN CORRECTS PLACE OF USE TO ACTUAL USE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/18/90 VERNER 07/19/94 THOMPSON 03/29/95 POST-STD

A29 04574

B.

WATER LOCATION

-OF-

A. W. Tillotson } To all whom this may concern
I hereby and by these presents appropriate
one half of the water of Pyago Creek, and all
tributaries, a tributary of Marsh Creek, in Bingham
County, Idaho Territory, amounting to about 200
inches, said water so appropriated have been by
me used heretofore ever since the 19th day of May
1876 on that certain tract of land, lying and
being about one half mile west of the Utah Northern
Rail Road track, where said R.R. crosses Pyago Creek
and running thence to within about 200 yards of
Edward Tillotson's land. Said water hereby appropri-
ated is to be used on the tract of land above des-
cribed, for agricultural, irrigation and other useful
purposes, said land being situated in Bingham
County, Idaho Territory

Signed A. W. Tillotson

Recorded at the request of
A. W. Tillotson Jan. 16, 1884
at 9 o'clock A.M.

Geo. A. Robertson, Recorder
By Jas. B. Miller, Deputy

NOV 13 1895

AGREEMENT

POOR ORIGINAL

This Agreement the 23rd day of November, 1928 Between Edwin Tilletson of Virginia County of Bannock State of Idaho, The party of the first part, and Orville Thompson of Virginia County of Bannock State of Idaho, The party of the second part, Witnesseth: That the said party of the ~~second~~ ^{first} part in consideration of the covenants on the part of the said party of the second part hereinafter contained, Hereby covenants with the said party of the second part that the said party of the first part will accept the following terms in the usage of the waters of the Yego Creek which is appropriated to the ^{A. W. Thompson} W. A. Tilletson homestead, in the year 1876, and is recorded in Book / Page 168 of water locations Bannock County records. Jan. 16. 1889

Party of the first part to use all of such water until April 15 each and every year. Party of the second part to use all of such water for a term of seven and one half days. (7½) Then party of the first part to have a term until May 1st. Party of the second part to have all of such water until May tenth. Party of the first part to have one 24hour day out of every ten days thereafter until October 1. Then the water of such creek to be divided equally for the remainder of the season.

In witness whereof the said parties have hereunto set their hands the day and year above written.

Signed

Edwin Tilletson
Orville Thompson

Executed in presence of

[Signature]

NOV 13 1928

POOR ORIGINAL

#21753-

NO ABSTRACT OF TITLE TO.

Part 1

Lots Three (3) and Four (4), the South half of the Northwest quarter, and the North half of the Southwest quarter of Section Four (4) in Township Eleven (11) South of Range Thirty-seven (37) East of the Boise Meridian, containing Two Hundred Forty and Seventy-seven-hundredths (240.77) acres, according to the official plat of the survey of the said lands returned to the General Land Office by the Surveyor General.

THE FEDERAL LAND BANK
OF SPOKANE

LOAN

APPLICATION NO. 28291
 APPLICANT Wm. L. Thompson
 STATE Idaho

WITNESS A 13310
 APPLICANT Orville Thompson
 COUNTY David STATE Idaho

Pocatello Title and Trust Company,

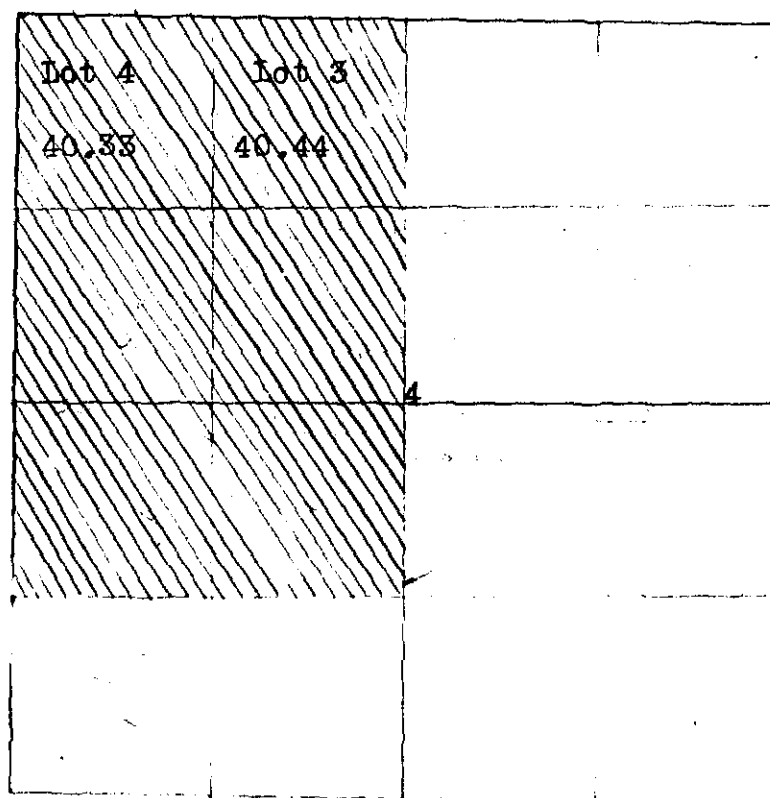
NOV 13 1911

HER

Map of the Property Described in the Foregoing Caption.

-North-

Twp 11 S. R. 37 E.



-South-

NOV 13 1930

Entry No. 1.

Sheet No. 1

A. W. Tillotson,

WATER LOCATION.

to

Filed Jan. 16, 1889. at 9:00 A.M.

Whom It May Concern.

Recorded Book 1 Water Locations,
Page 168.

To all whom this may concern, I hereby and by these presents appropriate one half of the water of Yager Creek and all tributaries a tributary of Marsh Creek in Bingham County, Idaho Territory, amounting to about 200 inches said water so appropriated have been by me used heretofore ever since the 19th day of May 1876, on that certain tract of land lying and being about one half mile west of the Utah Northern Rail road track where said R. R. crosses Yager Creek and running thence to within about 200 yards of Edward Tillotson's land. Said water hereby appropriated is to be used on the tract of land above described for agricultural irrigation and other useful purposes, said land being situated in Bingham County, Idaho Territory.

Signed. A. W. Tillotson.

Transcribed from Book A of Water Locations, page 276, Records of Bingham County, Idaho.

Entry No. 2

Sheet No. 2

William A. Tillotson,

POSSESSORY CLAIM.

to

Dated _____

Whom It May Concern.

Filed Feb. 24, 1892 at 3:30 P.M.

Recorded Book 1 Possessory Records,
Page 62.

Acknowledged in Bingham County, State of Idaho by William A. Tillotson, before M. Patrie, Clerk of the District Court on Feb. 24 1892.

Description: Claims one hundred and sixty acres of land, described as follows: Commencing at the southwest corner of the claim of the undersigned. Said southwest corner being about three miles northerly from the town of Cambridge, Bingham County, Idaho, and about one half mile east from the Utah and Northern Railway, Thence running north eighty rods, thence east three hundred and twenty rods, thence south eighty rods, thence west three hundred and twenty rods, thence S. 80 rods to the place of beginning. Together with all improvements and buildings thereon situated.

W. A. Tillotson.

Transcribed from Pre-emption record, Bingham County, Idaho, page 191.

A29-04144

POOR ORIGINAL

No.

ABSTRACT OF TITLE TO

The South half of the Northeast quarter,
and the North half of the Southeast quarter, of
Section Four, (4), Township Eleven (11) South
of Range Thirty-seven (37) East of the Boise
Meridian, in Idaho, containing One Hundred Six-
ty- acres, according to the official Plat of the
survey of the said lands, returned to the
General Land Office by the Surveyor General.

*on file
copy
J.H.*

Prepared for.

Henry O'Leary.

Pocatello, Idaho, 1901

The Union Central Life Insurance Company,

CINCINNATI, OHIO.

CAPTION.

THIS CAPTION gives a full and complete description of the land to be abstracted, which may be copied in the proposed mortgage. The land is properly platted below.

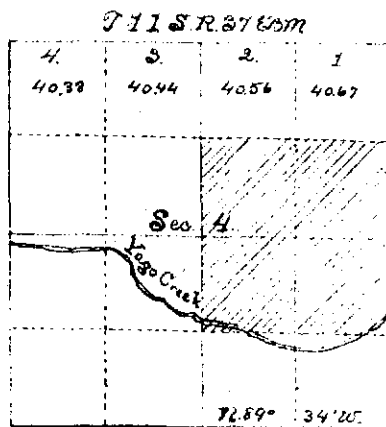
Name of owner, *John Ticeborn*

State *Idaho*, County *Bannock*

Acreage *160*, Section *1*, Township *11 S.*, Range *37 E.*

Description in Metes and Bounds.
County.

The South half of the North East Quarter (141) and the North half of the South East Quarter (142) of Section Four (4) in Township Eleven (11) South of Range Thirty Seven (37) East of the Base Meridian in Idaho containing 160 Acres according to the Official Plat of the Survey of said Lands returned to the General Land Office by the Surveyor General.



Plat as shown in office of

Sheet No. 2

Miller & Vicle, First Mortgage Loans, Salt Lake City, Utah.

Abstract No. 2

Character of Instrument. *Tax Sale Certificate #1*
 Date of Instrument. *June 19th 1900*
 Date of Record. *June 23rd 1900*
 Book of Page Records of
Bannock County, State of *Utah*
 Consideration, \$ *6.06*

Assessor and Tax Collector
Bannock County
Idaho
 TO Grantors,

Bannock County

Grantees.

Does wife join throughout instrument?

Names of witnesses,

Granting words,

Covenants,

Are there any Conditions, Limitations or Recitals?

Are there any irregularities or defects?

Acknowledgment.

Date *1*, acknowledged before
a
 in and for *County*, State of *Idaho*
 Is official seal attached?
 Is the acknowledgment regular?

\$ *U. S. Internal Revenue Stamps attached and duly canceled.*

Was corporate seal attached?

DESCRIPTION: Lands in *Bannock* County, State of *Utah*, *Idaho*.

Improvements at Donny, Bannock County, Idaho
assessed to John Gilleston and sold for the State,
County and School Taxes levied for the year 1899

The above taxes redeemed in full April 3rd 1903 upon
the payment of \$10.50